

Delivery or use of a controlled substance as a nuisance
(HB 982 by Patronella/ Green)

DIGEST: HB 982 would have made a place where controlled substances are habitually used or delivered a common and public nuisance. If the courts found a place to be a common nuisance, a \$10,000 bond would have been required and would have been forfeited if the common nuisance continued. Violation of an injunction against a public nuisance would have been subject to a fine between \$1,000 and \$10,000 and a jail term of not less than 10 days nor more 30 days.

GOVERNOR'S
REASON
FOR VETO:

The governor said HB 982 duplicates the provisions of SB 417, which he previously signed.

AUTHOR'S
VIEW:

Rep. David Patronella said that SB 417, as finally enacted is virtually the same as HB 982 and addresses the "crack house" problem, which was the intent of HB 982.

NOTES:

HB 982 passed the House on the Consent Calendar and was not analyzed in a Daily Floor Report.